

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

BRAD A. ARMSTRONG
Junior Party
(Patent 6,198,473),

v.

**MANOLITO E. ADAN, TODD E. HOLMDAHL,
MICHAEL R. HOONING, STEVEN T. KANEKO,
TERRY M. LIPSCOMB, and ROBERT SCOTT PLANK**
Senior Party
(Applications 09/998,305 and 10/004,663).

Patent Interference No. 105,604 (SCM)
(Technology Center 2600)

Judgment –Bd.R. 127(b)

Before RICHARD E. SCHAFER, JAMESON LEE, and SALLY C. MEDLEY,
Administrative Patent Judges.

MEDLEY, *Administrative Patent Judge.*

Armstrong concedes priority of the contested subject matter and accedes to
adverse judgment (Paper 33). Armstrong's concession is construed as a request for
adverse judgment. Armstrong's request is granted.

1 Accordingly, it is

2 **ORDERED** that judgment be entered against Armstrong for count 1
3 (Paper 1 at 4);

4 **FURTHER ORDERED** that claims 16-28 of Armstrong's involved
5 patent are CANCELLED, 35 U.S.C. 135(a); and

6 **FURTHER ORDERED** that a copy of this judgment be entered in
7 the administrative records of the involved Adan application and Armstrong patent.
8

cc: (via electronic mail):

Attorney for Armstrong:

David H. Judson, Esq.

Law Office of David H. Judson

15950 Dallas Parkway, Suite 225

Dallas, TX 75248

Tel: 972-385-2018

Fax: 253-369-3141

Email: mail@davidjudson.com

Attorney for Adan:

R. Danny Huntington, Esq.

William N. Hughet, Esq.

BINGHAM McCUTCHEN LLP

2020 K Street, N.W.

Washington, D.C. 2006-1806

Tel: 202-373-6000

Fax: 202-373-6001

Email: danny.huntington@bingham.com

Email: bill.hughet@bingham.com